

CERTIFICATE OF SERVICE

DANIEL J. MOORE, one of the attorneys for defendants Rochester Midland Corporation, Mitchell Lask and Elizabeth Waidelich, hereby certify that on October 29, 2007, I electronically filed the foregoing ANSWER ON BEHALF OF DEFENDANTS ROCHESTER MIDLAND CORPORATION, MITCHELL LASK AND ELIZABETH WAIDELICH with the Clerk of the Southern District Court using its CM/ECF system, which would then electronically notify the following CM/ECF participants on this case:

1. Anne Donnelly Bush, Esq.
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And I hereby certify that I have sent by regular mail the foregoing, by the United States Postal Service, to the following non-CM/ECF participants.

1. N/A

s/Daniel J. Moore
DANIEL J. MOORE